

PATENT

MAIL STOP PATENT APPLICATION

Commissioner of Patents
PO Box 1450
Alexandria, VA 22313-1450

Attorney Docket No. 1067.08

Certificate of Express Mail

I hereby certify that this correspondence is being deposited by me with the United States Postal Service as "Express Mail Post Office to Addressee" Express Mail No. ET 838 961 305 US in an envelope addressed to MAIL STOP PATENT APPLICATION, Commissioner of Patents, PO Box 1450, Alexandria, VA 22313-1450, on the following date: July 8, 2003.



Christian Heausler

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of:

Inventor(s): MAURINE PEARSON AND TERESA LEIGH BARR

For: EMU-BASED COMPOSITIONS FOR MENTAL WELL-BEING AND METHOD OF USE

1. Type of Application

This new application is for a(n):

☒ Utility application.

PRIORITY CLAIM - The present application claims priority from pending US Patent Application Serial No 09/915,470, filed in the United States Patent and Trademark Office on July 26, 2001, which claims priority from abandoned US Provisional Patent Application Serial No 60/262,578, filed in the United States Patent and Trademark Office on January 18, 2001.

2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Regular) or 37 CFR 1.153 (Design) Application

25 Pages of specification

4 Pages of claims

1 Page of abstract

0 Sheets of ☒ informal or ☐ formal drawings

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3. **Declaration or Oath**

☒ Enclosed executed by inventor.

4. **Non-publication Request under 35 U.S.C. § 122(b)(2)(B)(i)**

☒ Enclosed and signed in compliance with 37 C.F.R. § 1.33(b).

5. ☒ **Copy of Extension of Time Filed for pending US Patent Application Serial No 09/915,470**

6. ☒ **Petition To Make Special - Age**

7. **Language**

☒ English

8. **Fee Calculation (37 CFR 1.16)**

☒ Utility application

A. Number of claims as filed

28

B. Number of independent claims as filed

3

Filing Fee Calculation [$\$750 + [(A-20) \times \$18 + (B-3) \times \$84]$]

\$ 894.00

9. **Small Entity Statement(s)**

☒ Applicant claims small entity under 37 CFR § 1.27.

Filing Fee Calculation (50% of above)

\$ 447.00

10. **Assignment**

☐ An assignment of the invention and a separate cover sheet are attached.

11. **Postcard**

☒ Enclosed

12. **Fee Payment Being Made At This Time**

☒ Enclosed

☒ Basic filing fee

\$ 447.00

☐ Recording Assignment

\$

Total fees enclosed

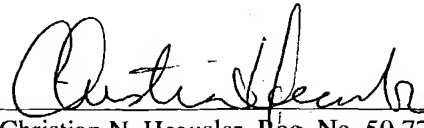
\$ 447.00

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13. **Method of Payment of Fees**

- ☒ Commissioner is hereby authorized to charge the \$447.00 filing fees and any other fee deficiencies associated with this filing to Deposit Account No. 50-1313 in the name of Buskop Law Group. A duplicate copy of this transmittal is attached.

Date: 7/8/03


Christian N. Heausler, Reg. No. 50,771

Send correspondence to:

Wendy K. Buskop
Buskop Law Group, P.C.
1717 St. James Place, Suite 500
Houston, Texas 77056
(713) 403-7411

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MAURINE PEARSON and
TERESA LEIGH BARR

Group Art Unit: Not Assigned

Serial No.: Not Assigned

Examiner: Not Assigned

Filed: Concurrently herewith

For: EMU-BASED COMPOSITIONS FOR
MENTAL WELL-BEING AND METHOD
OF USE

Atty Dkt No.: 1067.08

NONPUBLICATION REQUEST UNDER 35 U.S.C. § 122(b)(2)(B)(i)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. § 122(b).

7/8/03
Date

Christian N. Heausler
Christian N. Heausler, Reg. No. 50,771

This request must be signed in compliance with 37 C.F.R. § 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. § 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. § 122(b)(2)(B)(iii)).**

The inventor in the above-identified application is of an age to accord "special status" to the application. In support, Applicant shows as follows:

SUPPORT

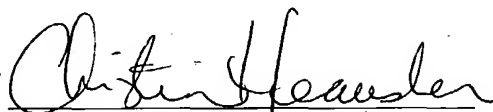
Applicant Maurine Pearson, inventor in the above-identified application, is over 70 years of age as evidenced by the attached copy of her driver's license.

CONCLUSION

For the reasons stated above, Applicant requests that the Petition to Make Special be granted and that the Application be examined on an expedited basis.

Respectfully submitted,

7/8/03
Date


Christian N. Heausler, Reg. No. 50, 771

Please mail correspondence to:

Wendy KB Buskop
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Houston, Texas 77056
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Encl – Copy of Maurine Pearson's driver's license.